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MEDICAL EXAMINING BOARD Room 121A, 1400 E. Washington Avenue, Madison DRL Contact: Tom Ryan (608) 261-2378

May 19, 2010

The following agenda describes the issues that the Board, Council, Committee or Section plans to consider at the meeting. At the time of the meeting items may be removed from the agenda. Please consult the meeting minutes for a description of the actions and deliberations of the Board, Council, Committee or Section.

8:00 A.M.

OPEN SESSION - CALL TO ORDER - ROLL CALL

Declaration of Quorum

Welcome New Board Member(s)

- A. Approval of Agenda
- B. Approval of Minutes of April 21, 2010

Case Presentations

Presentation of Proposed Stipulations and Final Decision and Order in the Matter of Disciplinary Proceedings Against Scott H. Conant, MD, by Attorney Arthur Thexton – Case Advisor – Jack Lockhart Presentation of Proposed Stipulations and Final Decision and Order in the Matter of Disciplinary Proceedings Against David B. Gattuso, MD, by Attorney Arthur Thexton – Case Advisor – Jack Lockhart Presentation of Proposed Stipulations and Final Decision and Order in the Matter of Disciplinary Proceedings Against Frederick W. Knoch, III, MD, by Attorney Pamela Stach – Case Advisor – Gene Musser

Presentation of Proposed Stipulations and Final Decision and Order in the Matter of Disciplinary Proceedings Against John Downs, MD, by Attorney Pamela Stach – Case Advisor – Jerold Harter Items Received After Mailing of Agenda

Presentation of Proposed Stipulations and Final Decisions and Orders that may be Received in the Bureau After Mailing of the Agenda

Presentation of Proposed Decisions that may be Received in the Bureau After Mailing of the Agenda Petitions for Re-hearing that may be Received in the Bureau After Mailing of the Agenda Petitions for Summary Suspension that may be Received in the Bureau After Mailing of the Agenda Petitions for Extension of Time in Cases that may be Received in the Bureau After Mailing of the Agenda Requests for Disciplinary Proceeding Presentations that may be Received in the Bureau after Mailing of

Appearances from Requests Received or Renewed After Mailing of the Agenda

Speaking Engagement, Travel and Public Relation Requests that may be Received in the Bureau After Mailing of the Agenda

Matters for Board Discussion

Agenda

C. Senate Bill 635/Assembly Bill 877, relating to duties of physicians and of the Medical Examining Board – discussion of content and implementation – Tom Ryan, Hector Colon, Gene Musser, Sheldon Wasserman

FSMB Annual Meeting Report –Sujatha Kailas, Gene Musser, Sandra Osborn, Sheldon Wasserman, Suresh Misra, Tom Ryan

- D. Maintenance of Licensure and Re-designing continuing education
- E. Licensing Foreign Trained Physicians

DRL Credentialing Review and Q & A — DRL Medical Board Credentialing Specialists Tamie Buckingham, Brittany Haberman and Justin Tomer – <u>APPEARANCES - 8:45 a.m.</u>

- F. Accreditation Council for Graduate Medical Education (ACGME) Waiver Request Appearances Wis. Admin. Code § 1.02 (3) Board discussion of guidelines for staff
- G. Wis. Admin. Code MED § 10.02 (2) (s) discussion of possible scope statement
- H. Board Self-Evaluation Review of Suggestions and Discussion Sue Kailas, Tom Ryan Administrative Report
 - ➤ Appointment of Examiners for Oral Examinations July –December 2010
 - ➤ Appointment of Screening Panel July-December 2010
 - ➤ DRL Staff Updates
 - ➤ Board Meeting at Medical College of Wisconsin October 20, 2010
 - Report on Physician Workforce Webinar
 - Update on ARRA Portability Grant
 - ➤ DOE Case Advisor Recommendations

IPP rule-writing update

Budget and Travel – Board discussion

I. MEB Annual Report Template – Board Review for Approval

Screening Panel Report

Legislative Liaison Report and Future Direction - Gene Musser, Sheldon Wasserman

Summer 2010 Regulatory Digest – Review Article Writing Assignment and Timeline – Sue Kailas

J. Informational Items

Other Business

Public Comments

CONVENE TO CLOSED SESSION to deliberate on cases following hearing (Wis. Stat. § 19.85 (1) (a)); consider closing disciplinary investigation(s) with administrative warning(s) (Wis. Stat. § 19.85 (1) (b), and Wis. Stat. § 440.205); consider individual histories or disciplinary data (Wis. Stat. § 19.85 (1) (f)); and to confer with legal counsel (Wis. Stat. § 19.85 (1) (g))

K. Deliberation of Proposed Ruling and Supplemental Petition for Fees and Costs in the matter of disciplinary proceedings against Jacquiline M. Irland, MD

Deliberation of Proposed Stipulations and Final Decision and Order in the Matter of Disciplinary Proceedings Against Scott H. Conant, MD – Case Advisor – Jack Lockhart

- L. Deliberation of Proposed Stipulations and Final Decision and Order in the Matter of Disciplinary Proceedings Against David B Gattuso, MD Case Advisor Jack Lockhart
- M. Deliberation of Proposed Stipulations and Final Decision and Order in the Matter of Disciplinary Proceedings Against Frederick W. Knoch, III, MD Case Advisor Gene Musser
- N. Deliberation of Proposed Stipulations and Final Decision and Order in the Matter of Disciplinary Proceedings Against John Downs, MD Case Advisor Jerold Harter
- O. Consider Administrative Warning in Case No. 07 MED 248
- P. Consider Administrative Warning in Case No. 09 MED 209
- Q. Consider Complaint in Case No. 07 MED 112

Monitoring

- R. Kenneth Sparr, MD Requesting full reinstatement <u>APPEARANCE 11:00 a.m.</u>
- S. Steven Mason, MD Requesting modifications APPEARANCE 11:30 a.m.
- T. Karl Hoffman, MD Requesting full reinstatement
- U. Jennifer Nolder, PA Requesting modifications

Deliberation of Items Received in the Bureau after Preparation of Agenda

Proposed Stipulations

Proposed Decisions and Orders

Complaints

Petitions for Summary Suspension

Remedial Education Cases

Petitions for Extension of Time

Administrative Warnings

Matters Relating to Costs

Appearances from Requests Received.

Examination Issues

Application Issues

Monitoring Cases

Impaired Professional Program Cases

Other Items

Consulting with Legal Counsel

Division of Enforcement – Meeting with Individual Board Members

Division of Enforcement – Case Status Reports and Case Closings

Ratifying Licenses and Certificates

RECONVENE INTO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

Voting on Items Considered or Deliberated on in Closed Session if Voting is Appropriate ADJOURNMENT

Room 124 A-E, 1400 East Washington Avenue, Madison, WI 12:30 P.M.

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC UNLESS OTHERWISE NOTED. IF A BOARD ADJOURNS TO CLOSED SESSION, RECONVENES IN OPEN SESSION TO VOTE ON ITEMS CONSIDERED IN CLOSED SESSION, AND DURING VOTING DETERMINES THAT ADDITIONAL DELIBERATIONS ARE NECESSARY FOR VOTING, THE BOARD MAY ADJOURN TO CLOSED SESSION TO CONTINUE DELIBERATIONS AND THEN RECONVENE INTO OPEN SESSION FOR VOTING.

Meetings and hearings may be cancelled without notice. Times listed for meeting items are approximate and depend on the length of discussion and voting. The board may also consider in closed session, stipulations filed after the printing of this notice. Meetings may be confirmed by a telephone call to the listed contact person. Examinations are open only to authorized candidates. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. All meetings are held at 1400 East Washington Avenue, Madison, Wisconsin, unless otherwise noted. For a complete copy of the board's agenda, contact the board listed above. Interpreters for the hearing impaired provided on request. Contact the Affirmative Action Officer, (608) 266-2112.